

# THE PUBLIC UTILITIES COMMISSION OF OHIO

IN THE MATTER OF THE AUTHORIZATION  
OF NORFOLK SOUTHERN RAILWAY TO  
UPGRADE ACTIVE WARNING DEVICES IN  
THE CITY OF ALLIANCE, IN STARK  
COUNTY.

CASE NO. 18-1616-RR-FED

## ENTRY

Entered in the Journal on December 16, 2019

{¶ 1} On November 28, 2018, the Commission issued a Finding and Order approving an upgrade by Norfolk Southern Railway (NS) of active warning devices at the Union Avenue grade crossing (DOT#503013S) in the city of Alliance, in Stark County. The Commission ordered completion of the project by November 28, 2019.

{¶ 2} On November 20, 2019, NS filed a request for additional time to finish the project. NS explains that utility concerns were documented to be cleared as of September 13, 2019, with physical construction starting on or about November 11, 2019. NS adds that it anticipates needing approximately 20 gang days to complete construction and effectuate cut-in. NS requests 30 more days, through December 28, 2019, to finish the project.

{¶ 3} On December 10, 2019, Staff filed a memorandum concerning NS's request. Staff states that it has reviewed the request with Ohio Rail Development Commission (ORDC) and concludes that 30 days is insufficient to complete the project. Staff recommends denial of the request.

{¶ 4} Having read the contentions of NS and Staff, the attorney examiner finds it reasonable to grant NS's request, with the condition no further extensions of time will likely be granted. NS should complete the project as soon as possible, but no later than December 28, 2019.

{¶ 5} NS should notify Staff, ORDC, and the Engineer for the city of Alliance upon completion of the project. At the time Staff makes its final inspection and finds that the

installations are completed, Staff should file a memorandum in this docket indicating that the project is completed.

{¶ 6} It is, therefore,

{¶ 7} ORDERED, That NS's request for additional time to complete the project be granted in accordance with Paragraph 4. It is, further,

{¶ 8} ORDERED, That NS complete the project no later than December 28, 2019. It is, further,

{¶ 9} ORDERED, That NS notify Staff, ORDC, and the Engineer for the city of Alliance upon the completion of the project. It is, further,

{¶ 10} ORDERED, That when Staff or ORDC makes it final inspection and finds that the project is completed, Staff file a memorandum in the docket indicating that the project is completed. It is, further,

{¶ 11} ORDERED, That a copy of this Entry be served upon NS, ORDC, Engineer for the city of Alliance, and any other interested person of record.

THE PUBLIC UTILITIES COMMISSION OF OHIO

/s/James M. Lynn

By: James M. Lynn  
Attorney Examiner

JRJ/hac

**This foregoing document was electronically filed with the Public Utilities**

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**Case No(s). 18-1616-RR-FED**

Summary: Attorney Examiner Entry granting request for additional time electronically filed by Heather A Chilcote on behalf of James M. Lynn, Attorney Examiner, Public Utilities Commission